

Response to Final Office Action dated September 22, 2009

REMARKS

These remarks are in response to the Final Office Action dated September 22, 2009. This response is filed with a Request for Continued Examination. Applicants respectfully request a three-month extension of time and authorization is given to charge Deposit Account No. 50-0951 for the appropriate fees.

In the Office Action, claims 1 and 2 were rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-12 of copending Application No. 10/566,120 in view of U.S. Patent No. 5,030,789 to Vu et al. Although Applicants strongly disagree with the rejection, a terminal disclaimer is filed herewith purely in the interests of expeditious prosecution of the application. The Commissioner is hereby authorized to charge the terminal disclaimer fee to Deposit Account No. 50-0951.

Applicants have made every effort to present claims which distinguish over the prior art, and it is thus believed that all claims are in condition for allowance. Nevertheless, Applicant invites the Examiner to call the undersigned if it is believed that a telephonic interview would expedite the prosecution of the application to an allowance. In view of the foregoing remarks, Applicants respectfully request reconsideration and prompt allowance of the pending claims.

Date: 3/22/10

Respectfully submitted,



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